IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE V.ESWARAIAH
WRIT PETITION NO : 8672 of 2004

Between:
D.Raghu Ramudu S/o D.Narayana, Kollabnapuram Nandikotkur Mandal, Kurnool Dist

... PETITIONER

AND

1 The District Collector (Cooperation), Kurnool
2 The District Coop. Officer, Kurnool
3 The Kakanpur PACS Kakanur, Nandyal Mandal
Kurnool District rep.by its Special Officer

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of Writ of Certiorari calling for the records relating to the impugned Proceedings Rc.No.1/2001, dt. 23/11/2001 on the file of the 3rd respondent and quash the same as the same in highly illegal, arbitrary and violative of Art. 14 of the Constitution of India

Counsel for the Petitioner: MR.G.V.SHIVAJI

Counsel for the Respondents 1 and 2: GP FOR COOPERATION

Counsel for the Respondent No.3: MR. D. RADHA KRISHNA

The Court made the following order:

ORDER:

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Petitioner, who is the Ex-Secretary of the third respondent-Primary Agricultural Cooperative Society (for short PACS), questions the order of the third respondent society dated 23.11.2001 in removing him from services after conducting an enquiry as per the Bye-Law No.12 (2) of Special Bye-Laws relating to the service conditions of Employees of Primary Agricultural Cooperative Societies.

In the judgment delivered by this Court in WP.No.3171 of 2003 and batch dated 30.08.2004, I have taken a view that the employees of the PACS have effective alternative remedies under the Special
Bye-Laws, Andhra Pradesh Cooperative Societies Act, 1964 and the rules made thereunder and also under the Shops and Establishments Act, 1988, to question removal orders of the society.

For the reasons stated in the aforesaid judgment in WP.No.3171 of 2003 and batch, the writ petition is dismissed in terms of the same. No costs.

V. ESWARAIAH, J

September 21, 2004
Dsk/Glv

To

1 The District Collector (Cooperation), Kurnool.
2 The District Coop. Officer, Kurnool.
3 The Special Officer, Kakanur, PACS, Kakanur, Nandyal Mandal,

Kurnool Dist.

4 Two CCs to GP For Cooperation, High Court Buildings, Hyderabad (OUT)

5 Two CD copies.